

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

NO. 5:11-CR-36-1BO

UNITED STATES OF AMERICA           )  
  )  
                  v.                    )  
  )  
ARMON LEROI MATTOX                 )

FILED IN OPEN COURT  
ON 8/5/2011 *CR*  
Dennis P. Iavone, Clerk  
US District Court  
Eastern District of NC

PRELIMINARY ORDER OF FORFEITURE

WHEREAS, pursuant to the entry of a plea of guilty by the defendant, ARMON LEROI MATTOX, on April 26, 2011 to a violation of 18 U.S.C. §§ 922(g)(1) and 924, and the Defendant's knowing and written consent to forfeiture, made a part of the record herein, the Court finds that the following personal property is hereby forfeitable pursuant to 18 U.S.C. § 924(d)(1), as made applicable by Title 28, United States Code, Section 2461(c), to wit:

One Taurus 9mm semiautomatic pistol, Model PT 24/7 Pro, Serial Number: TAS32636 and any and all accompanying ammunition; and

WHEREAS, by virtue of said finding, the United States is now entitled to possession of said personal property, pursuant to 21 U.S.C. § 853(g);

It is hereby ORDERED, ADJUDGED and DECREED:

1. That the United States is hereby authorized to seize the above-stated personal property, and it is hereby forfeited to the

United States for disposition in accordance with the law, subject to the provisions of 21 U.S.C. § 853(n), as allowed by Fed. R. Crim. P. 32.2(b)(3). In accordance with Fed. R. Crim. P. 32.2(b)(3), this Order is now final as to the defendant.

2. That upon sentencing and issuance of the Judgment and Commitment Order, the Clerk of Court is directed to incorporate a reference to this Preliminary Order of Forfeiture in the applicable section of the Judgment, as required by Fed. R. Crim. P. 32.2(b)(3).

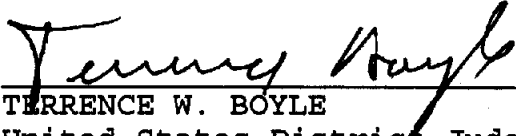
3. That pursuant to 21 U.S.C. § 853(n), the United States shall publish notice of this Order and of its intent to dispose of the property in such manner as the Attorney General or the Secretary of Treasury directs, by publishing and sending notice in the same manner as in civil forfeiture cases, as provided in Supplemental Rule G(4). Any person other than the defendant, having or claiming any legal interest in the subject property must file a petition with the Court within 30 days of the publication of notice or of receipt of actual notice, whichever is earlier.

The petition must be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title, or interest in the subject property, and

must include any additional facts supporting the petitioner's claim and the relief sought.

4. That upon adjudication of all third party interests this Court will enter a Final Order of Forfeiture pursuant to 21 U.S.C. § 853, as required by Fed. R. Crim. P. 32.2(c).

SO ORDERED. This 5 day of August, 2011.

  
TERRENCE W. BOYLE  
United States District Judge